MARY A. NORDALE

ATTORNEY AT LAW 100 CUSHMAN STREET, SUITE 311 FAIRBANKS, AK 99701-4672

TELEPHONE:

907-452-1666

FACSIMILE:

907-451-8640

E-MAIL: mnordale@bnblaw.com

December 13, 2001

Mr. Randy Bates Division of Governmental Coordination Office of the Governor P. O. Box 110030 Juneau, Alaska 99811-0030

FAX: 907-465-3075

Re:

Draft Proposed Alaska Coastal Management Program Regulations

Dear Mr. Bates:

The comments submitted in behalf of the Alaska Miners Association set out many areas to which legal challenge can be successful. I urge you to withdraw the proposed regulations so that they may be rewritten to conform to law.

The "homeless stipulations" or "alternative measures" are regulations designed to vest extraordinary power in DGC to veto projects. They would permit the exercise of unfettered discretion that is not supported by statute. It makes no sense whatsoever to adopt regulations that can be used to prevent reasonable and otherwise lawful development projects at the whim of a state agency that has no substantive authority. In other words, why waste time and money on proposals that are doomed.

Mudah rdale